

**RESTATED ORDER #2 OF THE CHIEF MEDICAL OFFICER OF HEALTH UNDER
SECTION 32 of the *HEALTH PROTECTION ACT* 2004, c. 4, s. 1.**

September 9, 2021

Update Log:

September 9, 2021: Sections 2, 2.2, 3.1, 3.2, 3.4-3.5, 4, 6, 9-12.1, 13A, 20, and 21A (amended) and Section 3.2.1 (new)

September 3, 2021: Sections 13A, 15.1, 20 and 21A (amended) and Sections 15.1.3, 16.3 and 16.4 (new)

August 25, 2021: Sections 2, 2.2, 3.1, 3.2, 3.5, 7, 7.2, 13A, 20 and 21A (amended)

July 16, 2021: Sections 18.1 and 24.2 (amended)

July 14, 2021: Sections 2.2, 3.5A, 13A, 13.2, 15-15.3, 17, 18.1, 18.3, 19-19.2, 20, 20.3, 21A, 23.1, 24, 24.2, 24.4, 26.4, 26.5, 27, 28, 28.1, 30, 31.1, and 31.2 (amended) and Section 15.1.2 (new)

July 7, 2021: Sections 3.1, 3.5A, 3.5, 7 and 18.3 (amended) and Section 7.2 (new)

July 5, 2021: Sections 2, 2.2, 3.2, 3.5, 4-12.1, 13A, 20, and 21A (amended)

June 30, 2021: Sections 2-2.3, 3.1-3.2, 3.5A, 3.5, 4-4.2, 5, 12.3-12.4, 13A, 13.2, 15-15.3, 15.6, 16-16.2, 17-17.1, 18.3, 20-20.4, 21A, 24, 24.2, 24.4, 27, 28-28.3, 29, 30 and 31.1 (amended)

June 24, 2021: Sections 1, 3.5 and 3.6 (amended) and Section 3.5A (new)

June 23, 2021: Sections 1, 2, 2.2, 2.3, 3.1, 3.5, 4, 4.2, 12.2, 12.3, 15.6, 24.4 and 27 (amended) and Section 3.6 (new)

June 16, 2021: Sections 2, 2.2, 2.3, 3.2, 13A, 13.2, 14, 15-15.6, 18.3, 20-20.9, 21A, 24, 24.2-24.5, 27, 28-28.2, 29, 30, 31.1 and 31.2 (amended) and Sections 17.1, 24.1 and 28.3 (new)

June 4, 2021: Sections 2.2, 13.2, 15.3, 15.3.1, 18.1 and 28.3 (amended)

May 31, 2021: Sections 2, 2.2-2.3, 3.2, 13A, 13.2-13.5, 14, 15-15.3, 15.4.2, 18, 19-19.1, 20, 20.3-20.7, 21A, 23.1, 24.1-24.5, 26.4-26.5, 28, 28.2, 29, 31-31.2 (amended) and Sections 15.3.1-15.3.2 (new)

May 21, 2021: Sections 2-2.3, 10-10.1, 12.1, 12.3, 13A, 18.3, 18.7, 19, 20, 21A and 31-31.2.1 (amended) and Sections 15.3.1., 26.4-26.5 and 28.3 (new)

May 13, 2021: Sections 2-2.3, 3.2, 7-7.1, 13A, 13.2, 20 and 21A (amended) and Sections 13.5-13.6 (new)

May 8, 2021: Sections 2-2.3, 3.1-3.2, 4-4.2, 10, 11, 12.1, 12.3-12.4, 13A, 19-19.2, 20, 21A, 22 and 31.1 (amended), and Sections 13.4 and 31.1.2 (new)

May 4, 2021: Sections 2.2, 28.2 and 31.1 (amended) and Section 13.3 (new)

April 29, 2021: Sections 24.3 and 31.2 (amended) and Section 31.2.1 (new)

TO: 1.) All persons residing in or present in the Province of Nova Scotia;

2.) All not-for-profit and for-profit businesses and organizations operating or carrying on business in Nova Scotia;

3.) Such other persons or entities as may be identified by the Chief Medical Officer of Health or otherwise as set out in this Order.

ORDER made pursuant to Section 32 of the *Health Protection Act* (Nova Scotia)

WHEREAS Section 32 of the *Health Protection Act* states:

32 (1) Where a medical officer is of the opinion, upon reasonable and probable grounds, that:

(a) a communicable disease exists or may exist or that there is an immediate risk of an outbreak of a communicable disease;

(b) the communicable disease presents a risk to the public health; and

(c) the requirements specified in the order are necessary in order to decrease or eliminate the risk to the public health presented by the communicable disease,

the medical officer may by written order require a person to take or to refrain from taking any action that is specified in the order in respect of a communicable disease.

WHEREAS COVID-19 has been identified as a communicable disease that presents a risk to public health as defined under s.4(b) of the *Health Protection Act*, and;

WHEREAS I am the Chief Medical Officer of Health for the Province of Nova Scotia and am of the opinion, upon reasonable and probable grounds, that

(a) a communicable disease (COVID-19) exists; and that there is an immediate risk of an outbreak of the communicable disease;

(b) the communicable disease presents a risk to the public health; and

(c) the requirements specified in the order are necessary to decrease or eliminate the risk to the public health presented by the communicable disease, and;

WHEREAS as the Chief Medical Officer of Health, I have determined it necessary to issue this Order to the Class of Persons to decrease the risk to public health presented by COVID-19.

Please be advised that:

I, Dr. Robert Strang, Chief Medical Officer of Health, **order** the following:

PART I
ENTRY, ISOLATION AND QUARANTINE REQUIREMENTS

1. In this Order,

(a) “self-isolate” means the requirement of any person who has COVID-19 to remain separate from others in such places and under such conditions to prevent or limit the direct or indirect transmission of COVID-19;

(b) “self-quarantine” means the requirement of any person who has been exposed or may have been exposed to COVID-19 during its period of communicability to restrict that person’s activities in order to prevent disease transmission during the incubation period for this disease.

2. Effective 8:00a.m. September 9, 2021, all persons are prohibited from entering Nova Scotia, except as stated herein or set out elsewhere in this Order:

(a) permanent residents of Nova Scotia, Newfoundland and Labrador, Prince Edward Island, New Brunswick (“the Atlantic Provinces”), and their spouses, partners and dependant children when travelling together;

(b) persons travelling to Nova Scotia from a province or territory outside the Atlantic Provinces;

(c) persons travelling to Nova Scotia from outside Canada who are eligible to enter Canada in accordance with the Federal Orders in Council 2021-0825, 2021-0824 and 2021-0823, as amended.

2.1 Where any person travels into Nova Scotia in contravention of this Order, a peace officer is hereby authorized and directed to return that person to an interprovincial border and require the person to leave the Province immediately or at such a time as may be directed, and in doing so, may exercise authority under section 46 of the *Health Protection Act*.

2.2 Effective 8:00a.m. September 9, 2021, all persons seeking entry into Nova Scotia must:

(a) apply through the Nova Scotia Safe Check-in form and complete daily digital check-ins, located at: <https://travel-declaration.novascotia.ca/en>, except:

(i) persons travelling to Nova Scotia from Newfoundland and Labrador, or Prince Edward Island;

(ii) persons who reside in Nova Scotia or New Brunswick and are required to travel between Nova Scotia and New Brunswick on a regular ongoing basis to work, attend a school or post-secondary institution, or access essential veterinary services, and adheres to the COVID-19 Protocol for Nova Scotia-New Brunswick Travel located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-Nova-Scotia-New-Brunswick.pdf>;

(iii) persons who reside in Nova Scotia or New Brunswick and are required to travel between Nova Scotia and New Brunswick on an occasional basis for work, school, or to complete other tasks that cannot be accomplished virtually (“quick trips”), and adhere to the Nova Scotia-New Brunswick travel protocol, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-Nova-Scotia-New-Brunswick.pdf>;

(iv) persons who reside in Nova Scotia or New Brunswick and are traveling for child custody drop offs, pick ups or frequent routine visits and adhere to the COVID-19 Protocol for Self-isolation Related to Child Custody located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-child-custody-en.pdf>;

(v) professional truck drivers;

(vi) persons who have received compassionate exceptions;

(vii) essential healthcare workers who travel to and from Nova Scotia and another province or territory to carry out their work duties on an ongoing regular basis or on a locum basis; and

(viii) persons travelling to Nova Scotia from outside Canada in accordance with section 2(c) who submitted their travel information to the Federal Government via the ArriveCAN application,

(b) disclose to the Chief Medical Officer of Health or his delegate information related to their COVID-19 vaccination, including:

(i) whether they received a COVID-19 vaccine;

(ii) the brand name or other information that identifies the vaccine that was administered;

(iii) the dose received, and

(c) if they are fully vaccinated, provide the Chief Medical Officer of Health or his delegate evidence of COVID-19 vaccination.

2.3 For greater clarity, the evidence of COVID-19 vaccination must be a document issued by the government or non-governmental entity that administered the COVID-19 vaccine and must contain the following:

- (a) the name of the person who received the vaccine;
- (b) the name of the government or the name and civic address of the non-governmental entity that administered the vaccine;
- (c) the brand name or any other information that identifies the vaccine that was administered; and
- (d) the dates on which the vaccine was administered.

3.1 The requirements of section 3.2 apply to all persons residing in or present in the Province of Nova Scotia who:

- (a) have travelled outside the Nova Scotia, Newfoundland and Labrador, or Prince Edward Island to another Canadian province or territory and are not fully vaccinated; or
- (b) are identified as a close contact of a person who has or has been diagnosed with COVID-19;
- (c) are identified as a person diagnosed with COVID-19; or
- (d) have been tested for COVID-19 due to the presence of symptoms or as directed by public health and are awaiting the results of their test.

3.2 Effective 8:00a.m. September 9, 2021:

- (a) those persons listed in sections 3.1(a) must self-quarantine on the day of entry into Nova Scotia, and continuing thereafter for 14 days, and must not cease self-quarantine until they have completed at least 7 days of self-quarantine and they have received a negative COVID-19 test result on day 6 or 7, at which time they may exit self-quarantine;
- (b) those persons listed in section 3.1(b) who are not fully vaccinated must self-quarantine on the first day of close contact, and continuing thereafter for 14 days, and must not cease self-quarantine until they have completed at least 7 days of self-quarantine and they have received a negative COVID-19 test result on day 6 or 7, at which time they may exit self-quarantine but from day 8 to day 14 must exclude themselves from congregate high risk settings, specifically LTC, shelters,

acute care facilities (except to receive essential medical care), and correctional facilities, and further must avoid contact with immunocompromised persons;

(c) those persons listed in sections 3.1(c) and (d) must self-quarantine or self-isolate on the first day of symptoms, testing, diagnosis, and continuing thereafter for 10 consecutive days or as directed by a Medical Officer of Health;

(d) those persons required to self-quarantine or self-isolate in accordance with section 3.2(a), (b) or (c) must, during their period of self-quarantine or self-isolation, conduct themselves in such a manner as not to in any way expose any other person to infection or potential infection from COVID-19, and follow all infection control instructions given to them on the Government of Nova Scotia's website, at: <https://novascotia.ca/coronavirus/>, or given to them by Telehealth 811 staff, public health staff or any other staff of a healthcare facility to which they may seek or receive treatment; and

(e) after the mandatory period of self-quarantine or self-isolation as set out in sections 3.2 (a) - (c) 14-day period in section 3.2(a.) has lapsed, they may cease self-isolation or self-quarantine if they do not exhibit symptoms of COVID-19.

3.2.1 For the purpose of sections 3.1(b) and 3.2(b), a person who is a close contact is not considered fully vaccinated if they have received a World Health Organization approved vaccine other than Pfizer, Moderna or AstraZeneca and they have not received an additional dose of Pfizer or Moderna.

3.3 All persons are encouraged to complete the online assessment tool should they exhibit symptoms of COVID-19.

3.4 For greater certainty, persons required to self-isolate or self-quarantine in accordance with section 3.2 must remain in their residence or residence grounds and otherwise remove themselves from the presence of others in public while they may be infectious during the quarantine or isolation period, so that all precautions necessary to protect others are in place. Specifically, such persons must not enter any buildings, public transportation, or other enclosed spaces (other than their residence) where other people are present.

3.5A For the purpose of sections 2.2, 3.1, 3.5 and 4 and 6:

(a) "fully vaccinated" means receipt of 1 dose of a vaccine authorized as a 1 dose vaccine series such as Janssen plus 14 days, or 2 doses of a vaccine authorized as a 2 dose vaccine series such as Pfizer, Moderna or AstraZeneca plus 14 days;

(b) "not fully vaccinated" means no receipt of any vaccine dose or receipt of 1 dose of a vaccine authorized as a 2 dose vaccine series such as Pfizer, Moderna or AstraZeneca plus 14 days; and

(c) “vaccine” means a vaccine against COVID-19 that has been approved by either the Public Health Agency of Canada or the World Health Organization.

3.5 Notwithstanding section 3.2(a):

(a) persons who receive a negative COVID-19 test result after being referred for testing by the online assessment tool due to the presence of COVID-like symptoms may cease self-quarantine on the date of receipt of the negative test result;

(b) persons who are required to self-isolate or self-quarantine may leave their residence:

(i) to undergo COVID-19 testing as directed by a Medical Officer of Health; or

(ii) for 1 outing per day for outdoor exercise within walking/running distance of their home or isolation site for a maximum of 1 hour,

(c) persons travelling from a province or territory outside Nova Scotia, Newfoundland and Labrador, or Prince Edward Island to Nova Scotia, including persons travelling to Nova Scotia from New Brunswick or who are otherwise not exempt from self-quarantine under this Order, must adhere to the following:

(i) persons who are fully vaccinated before arriving in Nova Scotia are not required to self-quarantine on arrival in Nova Scotia;

(ii) persons who are not fully vaccinated before arriving in Nova Scotia must self-quarantine for up to 14 days on arrival in Nova Scotia and must not cease self-quarantine until they have completed at least 7 days of self-quarantine and they have received a negative result from COVID-19 test done on day 6 or 7, at which time they may exit self-quarantine;

(iii) persons who have had COVID-19, have recovered from it in the last 12 weeks before entering Nova Scotia, have a letter from public health in a Canadian province or territory confirming their date of recovery and are not fully vaccinated must self-quarantine for 7 days on arrival into Nova Scotia but are not required to be tested,

(d) persons travelling to Nova Scotia from outside Canada who eligible to enter Canada in accordance with the Federal Orders in Council 2021-0825, 2021-0824 and 2021-0823, as amended:

(i) who are fully vaccinated (the “fully vaccinated person” as set out in the Federal Orders in Council 2021-0825, 2021-0824 and 2021-0823) are not required to self-quarantine on arrival in Nova Scotia; and

(ii) who are not fully vaccinated are required to self-quarantine on arrival in Nova Scotia in accordance with Federal Quarantine requirements.

4. Notwithstanding sections 2, 3.1 and 3.5, persons who are well and showing no symptoms of COVID-19 may enter Nova Scotia for the purposes of facilitating child sharing between parents under an order or agreement providing for joint custody, and in such instances, both the persons facilitating custody and children who are fully vaccinated are exempt from the requirement to self-quarantine.

5. Further to section 4, parents and children entering or leaving Nova Scotia for the purposes of facilitating child sharing arrangements must adhere to the self-quarantine requirements established by the Chief Medical Officer of Health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-child-custody.pdf>.

6. Notwithstanding sections 2, 3.1 and 3.5, individuals who are well and showing no symptoms of COVID-19 and are engaged in a legal proceeding in Nova Scotia, whether the accused, victim, witness, party or lawyer in such proceeding, may enter Nova Scotia for participation in the legal proceeding and are exempt from self-quarantine if the person is fully vaccinated and adheres to the COVID-19 Protocol for Exempt Travelers established by the Chief Medical Officer of Health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-exempt-travellers-en.pdf>.

7. An employer or contractor of any Temporary Foreign Worker entitled to enter Nova Scotia pursuant to the Federal Orders in Council 2021-0825 and 2021-0824, as amended, must first, before the Temporary Foreign Worker enters Nova Scotia, satisfy me, as Chief Medical Officer of Health, that the employer or contractor has made adequate provision for compliance with the Federal Quarantine requirements applicable to the Temporary Foreign Workers in the Agriculture and Seafood Sector.

7.1 In addition, the employer or contractor and the Temporary Foreign Worker must, for the duration of the entire work period in Nova Scotia:

(a) adhere to all applicable terms and conditions of this Order; and

(b) adhere to the COVID-19 Protocol for Temporary Foreign Workers employed in Agriculture and Seafood Sectors established by the Chief Medical Officer of Health, located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Protocolfortemporaryforeignworkers-agriculture-and-seafood-sectors-en.pdf>.

(c) comply with any direction issued by me, as Chief Medical Officer of Health, or a Medical Officer of Health with respect to the Temporary Foreign Worker and their employment in Nova Scotia.

7.2 For greater certainty, a Temporary Foreign Worker in the Agriculture and Seafood Sector, on arrival in Nova Scotia, is required to quarantine in accordance with the Federal Quarantine requirements unless they are assessed as exempt from quarantine in accordance with Federal Order in Council 2021-0825.

8. Notwithstanding sections 2, 3.1 and 3.2, persons who are required to travel to Nova Scotia or outside Nova Scotia for essential health services, with accompanying support persons as permitted by health authority policy, are exempt from the requirement to self-quarantine but must adhere to the COVID-19 Protocol for Exempt Travelers established by the Chief Medical Officer of Health, located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-exempt-travellers-en.pdf>.

9. For the purpose of section 9.1, “rotational worker” means a person who lives in Nova Scotia and travels to work in another Canadian province or territory outside Atlantic Canada on a regular schedule.

9.1 Notwithstanding sections 2, 3.1 and 3.5, rotational workers must adhere to the self-quarantine and COVID-19 testing requirements established by the Chief Medical Officer of Health, located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Directive-on-Exceptions-for-Rotational-Workers.pdf>.

10. Notwithstanding sections 2, 3.1 and 3.5, specialized workers who are:

(a) needed for urgent work on critical infrastructure that cannot be done by individuals from within the Province and such work is crucial to the functioning of the Province; or

(b) needed for urgent work that cannot be done by individuals from within the Province and are necessary to preserve the viability of one or more Nova Scotia businesses,

are permitted to enter Nova Scotia from any Canadian province or territory outside Atlantic Canada. A list of critical infrastructure included in this definition is available at: <https://www.publicsafety.gc.ca/cnt/ntnl-scrtr/crtcl-nfrstrctr/esf-sfe-en.aspx>.

10.1 Specialized workers permitted to enter Nova Scotia in accordance with section 10 must adhere to self-quarantine and COVID-19 testing requirements established by the Chief Medical Officer of Health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Directive-on-Exceptions-for-Specialized-Workers.pdf>.

11. Notwithstanding sections 2, 3.1 and 3.5, fish harvesters required to enter Nova Scotia from any Canadian province or territory outside Nova Scotia, Prince Edward Island and Newfoundland and Labrador to perform the commercial or licensed activity of catching fish and other seafood for market or other approved activities, excluding recreational fishing, must adhere to self-quarantine requirements established by the

Chief Medical Officer of Health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-fish-harvesters-en.pdf>.

12.1 Notwithstanding sections 3.1 and 3.5, workers who are essential to the movement of people and goods, and who must enter Nova Scotia as part of their duty requirements, are exempt from the requirement to self-quarantine, particularly:

- (a) healthy workers in the trade and transportation sector who are employed in the movement of goods and people across the Nova Scotia border by land, air, or water, including truck drivers, crew, maintenance and operational workers on any plane, train or ship;
- (b) Canadian Military and Defence Team personnel, Coast Guard, RCMP, Canadian Border Services Agency, and Canadian Security Intelligence Service;
- (c) first responders, including police, fire, EHS paramedic workers; and
- (d) essential healthcare workers who travel to and from Nova Scotia and another province or territory to carry out their work duties on an ongoing regular basis or on a locum basis.

but must adhere to the COVID-19 Protocol for Exempt Travelers established by the Chief Medical Officer of Health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-exempt-travellers-en.pdf>.

12.2 For greater clarity, airline crew employed in the movement of people and goods and who are required to travel to Nova Scotia or from Nova Scotia to carry out their work duties are exempt from the self-quarantine requirements set out in sections 3.2 and 3.5.

12.3 Persons exempt under sections 12.1 to 12.2 must practice physical distancing of 2 metres (6 feet) to the best of their ability, follow all public health recommendations, closely self-monitor and must self-isolate or self-quarantine should they exhibit any COVID-19 symptoms as set out in the online assessment tool.

PART II PHYSICAL DISTANCING, GATHERING LIMITS, MASKS AND FACE COVERINGS

13A Effective 8:00a.m. September 9, 2021, except where otherwise stated in this Order the requirements for physical distancing, gathering limits, masks and face coverings apply to all persons present and residing in Nova Scotia.

13. All persons present and residing in Nova Scotia must maintain physical distancing of 2 metres (6 feet).

13.1 All persons present and residing in Nova Scotia must not participate in any gatherings, whether indoors or outdoors, unless subject to a specific exception set out in this Order.

13.2 Notwithstanding sections 13 and section 13.1, persons may gather together for informal gatherings with their immediate family members residing in the same household and close social contacts up to a maximum of 25 persons indoors and 50 persons outdoors, and they are not required to practice physical distancing or masking, unless they are in a public place where masks are required.

13.3 Notwithstanding sections 13.1 and 13.2 and for greater certainty, parties to a child sharing arrangement, or an order or agreement providing for joint custody:

- (a) may facilitate and participate in such child sharing or custody arrangement between households, but

- (b) must adhere to the self-quarantine requirements established by the Chief Medical Officer of Health, located at:
<https://novascotia.ca/coronavirus/docs/COVID-19-Protocol-for-child-custody.pdf> if a parent or child develops symptoms or tests positive for COVID-19.

13.4 For the purpose of section 13.5, an “illegal public gathering” is defined as a gathering that does not comply with the requirements of this Order, including:

- (a) the attendance limits applicable to gatherings, whether indoors or outdoors;
- (b) physical distancing requirements; and
- (c) masking requirements.

13.5 For greater certainty, persons are prohibited from:

- (a) organizing an in-person gathering, including requesting, inciting, or inviting others to attend an illegal public gathering;
- (b) promoting an illegal public gathering via social media or otherwise; or
- (c) attending an illegal public gathering of any nature, whether indoors or outdoors.

14. Notwithstanding section 13.1, persons may engage in outdoor physical activity while adhering to the gathering limitations set out in section 13.2 or the gathering limitations while participating in an outdoor fitness class and other recreational or leisure activities as set out in sections 28 and 28.1, and in doing so, must adhere to physical distancing requirements of 2 metres (6 feet) as set out in section 13.

15. Persons may engage in the following events and activities, whether indoors or outdoors:

- (a) social events;
- (b) arts and culture events;
- (c) sports, recreation and physical activity events;
- (d) special events;
- (e) festivals;
- (f) weddings and receptions;
- (g) funerals, visitations and receptions;
- (h) faith gatherings and drive-in or parking lot faith service; and
- (i) drive-in movie theatre,

while adhering to the following:

- (a) must adhere to the informal gathering limits set out in section 13.2 when not hosted by a recognized business or organization (i.e. event planner, event venue);
- (b) practice physical distancing of 2 metres (6 feet), except persons gathered informally in accordance with section 13.2;
- (c) practice masking requirements set out in section 18.2 unless exempt under section 18.3; and
- (d) if attending a drive-in or parking lot faith service, or drive-in movie theatre, all persons in attendance must adhere to the following:
 - (i) the service or movie is conducted over speakers or by remote radio broadcast;
 - (ii) there is no contact between cars and no transfer of things between cars;
 - (iii) participants remain in their respective vehicle while “attending” the service, unless accessing a washroom facility or concession stand and while doing so, must adhering to protocol for gathering limits, physical distancing, and masking requirements set out in this Order;

(iv) participants practice physical distancing among vehicles, such that vehicles must be at least 2 metres (6 feet) apart from each other; and

(v) participants in the same car adhere to the gathering limits of section 13.2.

15.1 Notwithstanding sections 15, where any of the activities listed in section 15 are hosted by an existing business or organization legally operating in Nova Scotia, then the business or organization:

(a) may host up to 50% of legal capacity of the indoor establishment in which the event or activity is held, to an overall maximum of 150 persons, or up to a maximum of 250 persons if the event or activity is outdoors;

(b) must ensure all persons in attendance practice physical distancing and masking requirements set out in this Order;

(c) must have a COVID-19 Prevention Plan;

(d) may submit specific organizational plans to nseconomy@novascotia.ca for large venues such as Scotiabank Centre, Halifax Exhibition Centre, Halifax Convention Centre, Centre 200 and Speedworld. Plans will be reviewed by CCH and Labour Skills and Immigration staff and approved by the Chief Medical Officer of Health.

15.1.1 Business and organizations may host events listed in section 15 virtually while adhering to the following:

(a) the capacity limits set out in section 15.1(a) to support the delivery of the event; and

(b) their COVID-19 Workplace Prevention Plan to carry out virtual production in accordance with section 26.

15.1.2 For greater clarity, persons may participate in dancing when attending an event listed in section 15 but must adhere to the applicable public health requirements when the event is hosted by a person informally, or hosted by a recognized business or organization.

15.1.3 Notwithstanding section 15.1, (a), where an existing business or organization hosts an activity listed in section 15 at one of the following large venues:

(a) Centre 200;

(b) Scotiabank Centre;

- (c) Wanderers Grounds;
- (d) Riverside Speedway; or
- (e) Scotia Speedworld,

the business or organization may host up to 50% of the legal capacity of the establishment or facility, whether the activity is held indoors or outdoors, but must adhere to their organizational plans as reviewed by CCH and Labour Skills and Immigration staff and approved by the Chief Medical Officer of Health.

15.2 Notwithstanding section 15, players, participants, and officials:

- (a) may engage in organized sport practice and training, games and regular league play recreational, amateur, and professional), up to a maximum of 25 persons indoors and 50 persons outdoors without physical distancing, or in multiple groups of 25 persons indoors or 50 persons outdoors with physical distancing between groups;
 - (b) where competition is not possible with the number restrictions stated in (a), Sport Nova Scotia, in consultation with CCH, may, through an application process, provide approval to the Provincial Sport Organization, for additional numbers in the field of play. In addition, registered organizations may host competitions as part of an event while adhering to the standard sport participation numbers on the field;
 - (c) may engage in organized arts and culture (amateur) rehearsals and performances, up to a maximum of 25 persons indoors and 50 persons outdoors without physical distancing, or in multiple groups of 25 persons indoors or 50 persons outdoors with physical distancing between groups;
 - (d) are recommended to wear a mask,
- but
- (e) may only engage in tournaments when affiliated with or hosted by a Provincial Sport Organization following their respective Return to Sport Plan; and
 - (f) spectators are permitted with a limit of 50% of indoor capacity of the facility up to a maximum of 150 spectators or up 250 spectators outdoors, when the organized sport practice, training and competition (recreational, amateur, and professional), or the organized arts and culture rehearsals (amateur) is hosted by a recognized business or organization. Plans for hosting multiple groups, each group meeting the gathering limits, are permitted if following the guidance outlined by CCH.

15.3 Notwithstanding sections 15, 15.1 and 15.2, professional artists, musicians, dancers and actors may engage in rehearsal and performances up to a maximum of 25 persons indoors and 50 persons outdoors, without physical distancing while adhering to the following:

- (a) the masking and spectator requirements set out in sections 15.2(d) and (f);
- (b) an appropriate COVID-19 Workplace Prevention Plan in accordance with section 26; and
- (c) the Covid-19 Guidance for Musicians (Vocalists and Instrumentalists) located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Guidance-for-Vocalists-and-Instrumentalists.pdf>.

15.4 Any person, business or organization that hosts an event authorized by sections 15 to 15.3 is responsible for maintaining oversight of the gathering and for ensuring that all persons in attendance comply with the requirements of this Order.

15.5 For greater clarity, the maximum number of persons requirement set out in section 15.1 applies to meetings and training hosted by, including but not limited to:

- (a) provincial and municipal governments;
- (b) private businesses and organizations;
- (c) first responder organizations;
- (d) organized clubs; and
- (e) mental health and addictions support group meetings,

all persons in attendance must adhere to the masking requirements set out in section 18.2 unless exempt under section 18.3.

15.6 Notwithstanding sections 13 and 15.5, any person, volunteer or employee who provides emergency first response are not required to adhere to the physical distancing requirement or gathering limits during an emergency, when carrying out duties or when necessary during training.

16. For greater clarity, physical distancing and the person limit rule set out in sections 13, 13.1 and 13.2 do not apply to the following organizations, activities, persons, or places:

- (a) hospitals as defined in the *Hospitals Act* and a health authority as defined in the *Health Authorities Act*;

(b) profit, not-for-profit or government operated Department of Community Services funded organizations or representatives that are covered under the *Homes for Special Care Act* and the *Children and Family Services Act* including places of safety for children and youth, and customized placements for persons with disabilities;

(c) profit or not-for-profit Department of Health and Wellness funded long-term care facilities licensed under the *Homes for Special Care Act* or home care agencies funded under the *Homemaker Services Act*;

(d) persons providing care under the self-managed care program, supportive care program, caregiver benefit program funded by the province of Nova Scotia;

(e) persons providing support under the Independent Living Support, Supported Apartment and Supervised Apartment Programs funded by the Department of Community Services;

(f) homeless shelters receiving operational grants from the Department of Municipal Affairs and Housing, and those operated by religious and other voluntary organizations;

(g) unlicensed child-care facilities;

(h) a place designated or established under the authority of the *Correctional Services Act* or the *Youth Criminal Justice Act* (Canada) for the supervision or custody of offenders and includes community-based correctional services;

(i) any administrative tribunal, arbitration proceeding or court operating essential services in the Province under the authority of any provincial or federal enactment, including but not limited to, a justice centre or courthouse under the authority of the *Judicature Act* or a provincial court under the authority of the *Provincial Court Act* or the *Family Court Act*;

(ia) notwithstanding clause (i), the Labour Board must still comply with section 13 when conducting a vote under the *Trade Union Act*.

(j) Emergency Medical Care Incorporated;

(k) persons providing, servicing or repairing medical equipment, such as wheelchairs, red cross beds/equipment, home oxygen equipment;

(l) private not-for-profit community transportation providers;

(m) food production plants; and

(n) fishing vessels.

16.1 Physical distancing requirements and the person limit set out in sections 13, 13.1 and 13.2 do not apply to the following municipal entities and their contractors when carrying out their work duties:

- (a) Police and Fire Services;
- (b) Municipal Utilities such as water, wastewater and stormwater;
- (c) Maintenance of utilities and municipal facilities;
- (d) Transportation;
- (e) Road maintenance/repair;
- (f) Municipal ICT systems and services;
- (g) Public Transit;
- (h) Solid Waste, garbage and litter collection and disposal;
- (i) Urban Forestry; and
- (j) Municipal logistic, distribution, storage, inventory and repair services.

16.2 Physical distancing requirements and the person limit rule set out in sections 13, 13.1 and 13.2 do not apply to the following provincial entities and their contractors when carrying out their work duties:

- (a) Transportation and Active Transit;
- (b) Infrastructure and Housing;
- (c) Road maintenance/repair;
- (d) Government building construction and/or repair; and
- (e) Enforcement or compliance officers authorized by their statutory appointments or delegated authority to inspect, investigate and/or enforce provincial legislation while carrying out their powers pursuant to the relevant statutory authority.

16.3 Notwithstanding section 13, universities, the Nova Scotia Community College (NSCC), private career colleges and private schools may maintain physical distancing of 1 metre (3 feet) between students and staff in the classroom setting.

16.4 For greater certainty, all public schools and pre-primary programs under the jurisdiction of a regional centre for education or the Conseil scolaire acadien provincial may open to students on September 7, 2021 for the 2021-22 school year while complying with their Back to School Plans as approved by the Chief Medical Officer of Health.

17. Recognized businesses and organizations:

(a) may host day camps, indoors or outdoors, while adhering to the following:

(i) up to a maximum of 30 persons per group excluding staff and volunteers without distancing, or in multiple groups of 30 persons with physical distancing between groups; and

(ii) must follow the COVID-19 Return to Day Camp Guidelines established by the Chief Medical Officer of health, located at:

<https://novascotia.ca/coronavirus/docs/COVID-19-Return-to-Day-Camp-Guidelines.pdf>,

(b) may host overnight camps, while adhering to the following:

(i) up to a maximum of 15 persons per group excluding staff and volunteers without distancing, or in multiple groups of 15 persons with physical distancing between groups; and

(ii) must follow the COVID-19 Return to Overnight Camp Guidelines established by the Chief Medical Officer of Health, located at:

[covid-19-overnight-camping-guidelines-June14.pdf \(novascotia.ca\)](https://novascotia.ca/covid-19-overnight-camping-guidelines-June14.pdf).

18. For the purpose of sections 18.2 -18.7, a “mask” means a commercial medical or non-medical mask or a home-made mask made as per the PHAC instructions located at: <https://www.canada.ca/en/public-health/services/diseases/2019-novel-coronavirus-infection/prevention-risks/sew-no-sew-instructions-non-medical-masks-face-coverings.html>, that covers the nose and mouth.

18.1 For the purpose of section 18.2, a “public place” means the part of the following places accessible to the public,

insofar as it is enclosed:

(a) a retail business, a shopping centre, or a building or room of a business where personal care services are provided;

(b) a restaurant or a liquor licensed establishment, including the kitchen and preparatory space of a restaurant or a liquor licensed establishment;

- (c) a place of worship or faith gathering;
- (d) a place where activities or services of a cultural or entertainment nature are offered;
- (e) a place where sports are played, fitness, recreational or leisure activities are carried on;
- (f) a rental hall or other place used to hold events, including conventions and conferences, or to hold receptions;
- (g) a place where municipal or provincial government services are available to the public;
- (h) a common area, including an elevator, of a tourist accommodation establishment;
- (i) a lobby, reception area or elevator in an office building;
- (j) a common area or public space on a university or college campus;
- (k) a train or bus station, a ferry terminal, or an airport;
- (m) common areas of a multi-residential building;
- (n) all common areas of private indoor workplaces;
- (o) private indoor workplaces where there are:
 - (i) interactions with the public;
 - (ii) areas with poor ventilation; or
 - (iii) areas where physical distance as set out in section 13 cannot be maintained,

and insofar as it is outdoors:

- (p) all serviced areas of a restaurant or a liquor licensed establishment, including their patios but excluding holes on the golf course that are licensed.

18.2 All persons must wear a mask that covers their nose and mouth while present in a public place.

18.3 Notwithstanding section 18.2, a person is exempt from the requirement to wear a mask in a public place if the person:

- (a) is less than 2 years of age or age 2 to 4 years and their caregiver cannot persuade them to wear a mask;
- (b) for whom the wearing of a mask is not possible because of the person's medical condition;
- (c) is reasonably accommodated by not wearing a mask in accordance with the *Nova Scotia Human Rights Act*;
- (d) is in the public place receiving care or being provided a service or while participating in a physical or other activity requiring the mask be removed, in which case the person may remove the mask for the duration of the care, service or activity;
- (e) removes the mask momentarily for identification or ceremonial purposes;
- (f) is in a courtroom, jury room or secured area in a courthouse, or room where a proceeding or meeting of an administrative tribunal established by legislation is being held;
- (g) is an officiant in the course of performing activities requiring vocalization such as talking at the event or activity as described in sections 15, 15.1, 15.2 or 15.3; or
- (h) is 12 years of age or less, attending a day camp, overnight camp, or childcare centre.

18.4 All persons must wear a mask that covers their nose and mouth as defined in section 18 while travelling on vehicles providing transportation to the public, including:

- (a) any municipally operated public transit, including municipally operated buses and ferries;
- (b) any public passenger vehicle licensed under the *Motor Carrier Act*, including community transit vehicles, commercial vehicles (shuttle vans), and vehicles providing charters and/or tours;
- (c) any school buses licensed under the *Motor Carrier Act* and any vehicles of any capacity operated by private schools recognized by the Minister of Education and Early Childhood Development;
- (d) commuter vehicles and courtesy vehicles as defined under the *Motor Carrier Act*, vans, mini-buses, or buses of any passenger capacity providing services to the public;
- (e) any vehicles serving residents and staff of facilities listed in section 20.1; and

(f) taxicabs regulated by municipalities under the authority of the *Motor Vehicle Act*.

18.5 Notwithstanding section 18.4, the following persons are exempt from the requirement to wear a mask while travelling on vehicles providing transportation to the public:

(a) a person is less than 2 years of age or age 2 to 4 years and their caregiver cannot persuade them to wear a mask;

(b) a person for whom the wearing of a mask is not possible because of the person's medical condition; and

(c) a person who is reasonably accommodated by not wearing a mask in accordance with the *Nova Scotia Human Rights Act*.

18.6 A person may remove the mask momentarily for identification purposes when boarding any public transit set out in section 18.4.

18.7 For greater certainty, the requirement to wear a mask, as set in sections 18.2 and 18.4, is the minimum standard that persons and businesses must adhere to, and where the business's plan approved in accordance with section 26.1 of this Order imposes a greater standard, then that standard applies.

19. Childcare facilities and family childcare homes regulated under the *Early Learning and Child Care Act*:

(a) may remain open; and

(b) directors, caregivers, staff and visitors must wear a mask as defined in section 18, unless subject to one of the exemptions as set out in section 18.3.

PART III LONG TERM CARE FACILITIES AND OTHER VULNERABLE POPULATIONS

20. Effective 8:00a.m. September 9, 2021, except where otherwise stated in this Order, the restrictions on long term care facilities and other vulnerable populations apply to all persons present and residing in Nova Scotia.

20.1 Notwithstanding section 16(c) and subject to section 20.2, all for-profit or not-for-profit Department of Health and Wellness funded long-term care facilities licensed under the *Homes for Special Care Act* must comply with Schedule "A", "COVID-19 Management Long term Care Facilities Directive Under the Authority of the Chief

Medical Officer of Health”, dated December 21, 2020, as amended from time to time and located at:

<https://novascotia.ca/dhw/ccs/documents/COVID-19-Management-in-Long-Term-Care-Facilities-Directive.pdf>;

20.2 All long term care facilities licenced by the Department of Health and Wellness under the *Homes for Special Care Act*, and all residents of such facilities must comply with the process for isolating COVID-19 positive long term care residents set out in Schedule “A”, “COVID-19 Management Long Term Care Facilities Directive Under the Authority of the Chief Medical Officer of Health”, dated December 21, 2020, as amended from time to time and located at:

<https://novascotia.ca/dhw/ccs/documents/COVID-19-Management-in-Long-Term-Care-Facilities-Directive.pdf>.

20.3 All long term care facilities licensed by the Department of Health and Wellness under the *Homes for Special Care Act* are open to family for visits, contracted service providers performing non-essential long term care work, 2 designated caregivers and volunteers, in accordance with the terms and conditions set out in Schedule “A”, “COVID-19 Management Long term Care Facilities Directive Under the Authority of the Chief Medical Officer of Health”, dated December 21, 2020, as amended from time to time and located at: <https://novascotia.ca/dhw/ccs/documents/COVID-19-Management-in-Long-Term-Care-Facilities-Directive.pdf>.

20.4 All residents in homes licensed by the Minister of Community Services under the *Homes for Special Care Act* may have visitors so long as approved by the home in which they reside and comply with all general public health measures required under this Order.

20.5 All residents in homes licensed by the Minister of Health and Wellness are permitted to have community access in accordance with the terms and conditions set out in Schedule “A”, “COVID-19 Management Long term Care Facilities Directive Under the Authority of the Chief Medical Officer of Health”, dated December 21, 2020, as amended from time to time and located at:

<https://novascotia.ca/dhw/ccs/documents/COVID-19-Management-in-Long-Term-Care-Facilities-Directive.pdf>.

20.6 All residents in homes licensed by the Minister of Community Services under the *Homes for Special Care Act* are permitted to have community access as long as they comply with all general public health measures required under this Order.

20.7 For the purpose of section 20.8, “Adult Day Program” means a planned program of activities in a professional care setting designed for older adults who require supervised care during the day, or those who are isolated and lonely. Adult day care centers enable seniors to socialize and enjoy planned activities in a group setting, while still receiving needed health services. At the same time, they offer family caregivers respite from caregiving duties while knowing that their loved one is in a safe place.

20.8 All senior's Adult Day Programs are open.

20.9 For greater clarity, nothing in this Order prevents the:

(a) discharge of a COVID-19 patient from a hospital to a long-term care or residential care facility;

(b) transfer of a COVID-19 patient from community to a long-term care or residential care facility; or

(c) return of a COVID-19 patient who has left a long-term care or residential care facility for healthcare services back to that facility after receiving treatment at a hospital.

PART IV BUSINESSES, ORGANIZATIONS AND PROFESSIONS

21A Effective 8:00a.m. September 9, 2021, except where otherwise stated in this Order, the restrictions on businesses, organizations and professions apply to all established businesses, organizations and professions carrying on business and operating in Nova Scotia.

21.1 The *Occupational Health and Safety Act*, 1996, c.7, s.1, is hereby incorporated by reference and must be followed by all employers, contractors, constructors, suppliers, owners and employees and each shall take every precaution that is reasonable in the circumstances to ensure the health and safety of all persons at or near a workplace.

22. All not-for-profit and for-profit businesses and organizations operating or carrying on business in Nova Scotia may not carry out COVID-19 Point of Care Screening Tests (PCTs) unless the business or organization:

(a) has obtained prior approval from the Office of the Chief Medical Officer of Health; and

(b) complies with any direction issued by me, as Chief Medical Officer of Health.

23. Subject only to specific closures or limitations directed elsewhere in this Order, all not-for-profit and for-profit businesses and organizations operating or carrying on business in Nova Scotia may continue to operate but must implement physical distancing of 2 metres (6 feet) within all workplaces and meeting spaces, except where otherwise provided in this Order.

23.1 Any not-for-profit or for-profit business or organization carrying on business in Nova Scotia that cannot maintain the physical distancing requirements set out in section

13 of this Order must limit the number of customers or clients on its premises to no more than 25 persons at a time.

24. Restaurants and liquor licensed establishments may provide in-person dining while adhering to the following:

(a) all restaurants may offer in-person dining to a maximum of full legal capacity of the restaurant provided the operator:

- (i) ensures no group of patrons shall have more than 25 persons at a table;
- (ii) maintains a minimum physical distance of 2 metres (6 feet) between seats or a physical barrier between tables, booths and single seats;
- (iii) ensures food is delivered to the table by staff;
- (iv) ensures patrons remain seated at their table, except while obtaining bar service, waiting to be seated, going to the bathroom, and getting ready to leave;
- (v) ensures patrons wear masks when not consuming food or alcohol; and
- (vi) ensures staff (servers and kitchen) wear masks while carrying out their work duties,

and

(b) all liquor licensed establishments, including liquor manufacturers (as defined in the *Liquor Control Act*) may offer in-person dining to a maximum of full legal capacity of the restaurant provided the operator provided the licensee:

- (i) ensures no group of patrons have more than 25 persons per table;
- (ii) maintains a minimum physical distance of 2 metres (6 feet) between seats or a physical barrier between tables, booths and single seats;
- (iii) provides food and alcohol consumption only for in-seat service;
- (iv) ensures food is delivered to the table by staff;
- (v) ensures food and alcohol remains at the table;
- (vi) ensures patrons remain seated at their table, except while obtaining bar service, waiting to be seated, going to the bathroom, participating in a game/activity being held in the establishment and getting ready to leave;

(vii) ensures patrons comply with the physical distancing requirements set out in section 13;

(viii) ensures patrons wear masks when not consuming food or alcohol; and

(ix) ensures staff (servers and kitchen) wear masks while carrying out their work duties.

24.1 Bingos that hold a bingo license must adhere to the same provisions as set out in section 24(b) for liquor licensed establishments and liquor manufacturers, and the Communities, Culture and Heritage Re-opening Guide for Bingo Operations, located at: <https://novascotia.ca/coronavirus/docs/Bingo-operations-reopening-guidelines.pdf>.

24.2 Liquor boutiques, distilleries, breweries, and wineries:

(a) may operate at the maximum allowable occupancy of their retail space for purchase and sale for offsite consumption, while adhering to public health requirements set out in this Order, including but not limited to the physical distancing and masking requirements;

(b) may offer in-person tastings and samplings in accordance with their approved Workplace COVID-19 Prevention Plan set out in section 26, including in their place of business and public markets; and

(c) may offer in-person dining in accordance with section 24(a).

24.3 Restaurants, liquor licensed establishments, liquor boutiques, distilleries, breweries, and wineries offering in-person dining must:

(a) collect and maintain records of each patron contact information that includes the following minimum data:

(i) name(s);

(ii) contact telephone number;

(iii) date; and

(iv) time,

that the patron was at the restaurant or liquor licensed establishment;

(b) retain information collected under section 24.3 for a period of 30 calendar days and destroy it on the following day immediately thereafter;

(c) provide the information collected under section 24.3 to the Chief Medical Officer of Health or his delegate in electronic form; and

(d) only use the information collected under section 24.3 for the purpose of provision to the Chief Medical Officer of Health in compliance with this Order and may not use it for any other purpose.

24.4 Notwithstanding other provisions of this Order, restaurants, liquor licensed establishments, liquor boutiques, distilleries, breweries, and wineries:

(a) may have musicians (professional or amateur) perform and the musicians must adhere to the gathering limits for professional musicians set out in section 15.3, and the Covid-19 Guidance for Musicians (Vocalists and Instrumentalists) located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Guidance-for-Vocalists-and-Instrumentalists.pdf>; and

(b) allow patrons to participate in dancing, while ensuring patrons' adherence to the public health requirements set out in this Order, including but not limited to the physical distancing and masking requirements.

24.5 Owner/operators of liquor licensed establishments and non-liquor licensed establishments, including community centres, charities or organized clubs, may host activities such as darts, pool, cards or bowling but in doing so, must adhere to requirements established by the Chief Medical Officer of Health located at: <https://novascotia.ca/coronavirus/docs/COVID-19-Games-and-activities-licensed-establishments.pdf>.

25. Regulated and unregulated health professions practicing may continue to practice and provide services within their scope of practice if they have a Workplace COVID-19 Prevention Plan that has been approved by the Chief Medical Officer of Health.

26. All not for-profit, for-profit businesses, organizations and professions named in Part IV of this Order shall, as a requirement of their ongoing operations, develop and comply with a Workplace COVID-19 Prevention Plan, as amended from time to time.

26.1 In addition to the physical distancing requirements and person limit rule set out in sections 13 and 23.1, the Workplace COVID-19 Prevention Plan required by section 26 shall address the following:

(a) how to work and interact with customers or clients;

(b) physical distancing in the workplace;

(c) cleaning;

- (d) equipment;
- (e) preparing employees to return to work;
- (f) preparing for customers or clients; and
- (g) monitoring and communicating of plan,

and may be substantially similar to those proposals listed in Schedule “B”, located at: <https://novascotia.ca/coronavirus/docs/Schedule-B-HPA-Order.pdf> for similar businesses or health professionals and must be made available for review by the Chief Medical Officer of Health.

26.2 All businesses or regulated health professionals that are a member of an association listed in Schedule “B” must adopt as their Workplace COVID-19 Prevention Plan the proposal submitted by their association and must be made available for review by the Chief Medical Officer of Health.

26.3 For greater certainty, in the case of conflict between a Workplace COVID-19 Prevention Plan and this Order, the more stringent provision applies.

26.4 Effective 8:00a.m. July 14, 2021, all Provincial Park campgrounds may operate at 100% capacity while adhering to the public health requirements set out in this Order.

26.5 Effective 8:00a.m. July 14, 2021, all privately operated campgrounds may operate at 100% capacity while adhering to the public health requirements of this Order and must operate in accordance with the terms and conditions as approved by the Chief Medical Office of Health referenced in Schedule “B” located at: <https://novascotia.ca/coronavirus/docs/Schedule-B-HPA-Order.pdf>.

27. Casino Nova Scotia (Halifax and Sydney locations) and Video Lottery Terminals may operate at 100% capacity while adhering to their approved Workplace COVID-19 Prevention Plan in accordance with section 26, and those that hold a liquor license may operate at normal hours of business as per their license.

28. All not-for-profit and for-profit fitness facilities such as gyms and yoga studios, sport and recreational facilities such as arenas, tennis courts, and large multipurpose recreation facilities may open and:

- (a) operate at maximum capacity that can be achieved while adhering to the public health requirements set out in this Order, including but not limited to the physical distancing and masking requirements;
- (b) offer outdoor fitness classes and other recreational activities up to a maximum capacity of 25 persons; and

(c) operate indoor and outdoor pools at maximum that can be achieved while adhering to the public health requirements set out in this Order, including but not limited to the physical distancing and masking requirements.

28.1 Businesses and organizations that offer indoor recreation and leisure activities such as indoor play areas, arcades, climbing facilities, dance classes and music lessons may open and operate at 100% indoor capacity, while ensuring two metres (six feet) distance between participants and participants wear masks except during an activity that makes it difficult to wear a mask.

28.2 All not-for-profit and for-profit fitness facilities, recreation and leisure businesses, and organized clubs may host lessons for recreational activities or offer personal training, while adhering to the gathering limits set out in section 28.

28.3 Notwithstanding section 28 and 28.1, golf courses may operate at full capacity while ensuring players practice physical distancing between each group on the golf course.

29. All personal service establishments such as hair salons, barber shops, spas, nail salons and body art establishments may open for provision of personal services by appointment or drop-in, while operating within their approved Workplace COVID-19 Prevention Plan in accordance section 26 and adhering to the physical distancing requirements and person limit rule set out in this Order.

30. The Art Gallery of Nova Scotia and all museums and public libraries may open and operate at 100% capacity, while adhering to the physical distancing and other public health requirements set out in this Order.

31. For the purpose of sections 31.1 to 31.2, “retail business” means a business operating on an ongoing basis at a fixed location primarily selling goods or products for use or consumption by individual purchasers.

31.1 A retail business that engages in the retail sale, or rental, of items to the public may operate at maximum capacity that can be achieved while adhering to the public health requirements set out in this Order, including but not limited to compliance with the following conditions:

(a) in accordance with section 13, members of the public must be able to maintain a physical distance of at least 2 metres (6 feet) from every other person in the place of business, except those persons residing in the same household;

(b) no patrons may be permitted to line up inside or line up or congregate outside of the establishment unless they are,

(i) maintaining a physical distance of at least 2 metres (6 feet) from other persons inside or outside the establishment; and

(ii) wearing a mask or face covering in a manner that covers their nose and mouth, unless they are entitled to any of the exceptions set out in section 18.3,

and

(c) the person responsible for the place of business must ensure that music is not played at the place of business at a decibel level that exceeds the level at which normal conversation is possible, and in any event no greater than 50 db.

PART V EXCEPTIONS

32. Under exceptional circumstances and under the authority granted to me as the Chief Medical Officer of Health under Part I of the *Health Protection Act*, I may exercise discretion to grant an exception to any term and condition of this Order.

PART VI PENALTIES

33. Any direction provided by a medical officer of health to a person, business, organization or other entity pertaining to COVID-19 and the terms and conditions of this Order must be followed.

34. Failure to comply with this health protection order may be considered a breach of this Order issued under the *Health Protection Act* and may result in penalties under the *Act*.

This Order remains in effect until notice is provided by myself, as Chief Medical Officer of Health, under the authority granted under Part I of the *Health Protection Act* and will be updated from time to time.

Signed:

Dr. Robert Strang
Chief Medical Officer of Health
Nova Scotia Department of Health and Wellness

cc The Honourable Tim Houston, Premier of Nova Scotia
 Laura Lee Langley, Deputy to the Premier and Clerk of Executive Council
 Michelle Thompson, Minister of Health and Wellness
 Jeannine Lagassé, Deputy Minister of Health and Wellness
 Dr. Shelley Deeks, Deputy Chief Medical Officer of Health
 Tina M. Hall, Legal Counsel, Nova Scotia Dept. of Justice